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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91195611
Party	Plaintiff Boston Red Sox Baseball Club Limited Partnership
Correspondence Address	ELISE KASELLI COWAN LIEBOWITZ & LATMAN 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036 UNITED STATES eck@cll.com, trademark@cll.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Elise Kasell
Filer's e-mail	eck@cll.com, jmn@cll.com, trademark@cll.com
Signature	/Elise Kasell/
Date	06/17/2011
Attachments	BUILD-A-MONSTER Consolidated Opp. Motion on Consent to Continue Suspension June 17, 2011.pdf (3 pages)(11611 bytes)

Ref. No. 21307.026 TRADEMARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

MOTION ON CONSENT TO CONTINUE SUSPENSION OF PROCEEDINGS AND TO EXTEND DISCOVERY PERIOD IF OPPOSITION IS RESUMED

Opposer, by and through counsel, hereby moves for an order further continuing the suspension of the proceedings in this matter for a period of six (6) months, until **January 12**, **2012**. Applicant's counsel consented to this motion, which is requested to allow the parties to continue to engage in settlement discussions.

Since the matter was suspended, the parties have made considerable progress towards settlement. In-house counsel for both parties have continued to negotiate the terms for a potential settlement. Opposer recently sent a revised agreement in a related matter which, if agreed upon, would serve as a template agreement in this matter and is expecting Applicant's substantive comments in connection with that revised agreement soon. Additionally, in-house counsel for Opposer who is handling this matter just went out on maternity leave. The additional time is requested to allow Opposer's in-house counsel to return from her maternity leave and

resume settlement negotiations and for the parties to continue to work on a finalized settlement

agreement.

In the event that the Board denies this motion, Opposer consents to an extension of time

for Applicant to file an answer or otherwise respond to the Notice of Opposition until sixty (60)

days after such denial.

If the Board grants this motion, the Board should also reset Applicant's time to answer or

otherwise respond to the Notice of Opposition. Additionally, the parties request that six months

of discovery be allowed and that the discovery cutoff be reset to six (6) months after the

proceedings resume so that the parties will have the full period of discovery in the event that the

matter is not able to be resolved. The trial periods and other periods should be reset accordingly.

Dated: New York, New York

June 17, 2011

Respectfully submitted,

COWAN LIEBOWITZ & LATMAN, P.C.

Attorneys for Opposer

By: /Elise Kasell/

Mary L. Kevlin Richard S. Mandel

Elise Kasell

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on June 17, 2011, I caused a true and correct copy of the foregoing Motion to Suspend to be sent via First Class Mail, postage prepaid, to Applicant's Attorney of Record and Correspondent, Mary Ann Frances Mackey, Esq., Build-A-Bear Workshop, Inc., 1954 Innerbelt Business Center Drive, Saint Louis, MO 63114-5719.

/Elise Kasell /
Elise Kasell